

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

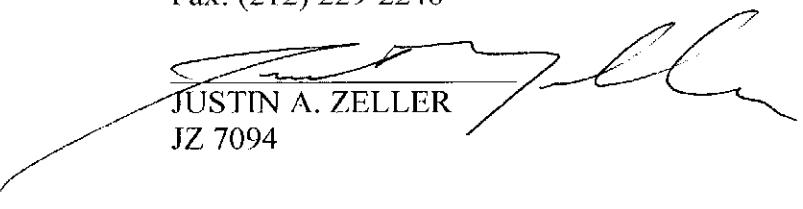
-----X  
JAVIER CRUZ, on behalf of himself :  
and all other persons similarly situated :  
:  
Plaintiff, :  
:  
: **COMPLAINT AND**  
-against- : **JURY DEMAND**  
:  
DRIMIA INC. d/b/a BACK STAGE DELI, INC., : 07 CV 6923  
A New York corporation, : (Keoltl, J.) (Freeman, M.J.)  
:  
Defendant. :  
-----X

PLAINTIFF'S NOTICE OF FILING ADDITIONAL NOTICE OF CONSENT TO JOIN

Pursuant to the Federal Rules of Civil Procedure and the collective action mechanisms governing the Fair Labor Standards Act, Plaintiff Javier Cruz gives notice of filing the additional notice of consent to join executed by Jose Morales, an employee similarly situated to Plaintiff who wishes to join this lawsuit, and who was subjected to the same illegal pay practices and policies of Defendant at issue in this lawsuit.

DATED this 10th day of December, 2007.

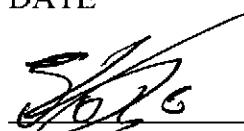
THE LAW OFFICE OF JUSTIN A. ZELLER, P.C.  
251 West 14<sup>th</sup> Street, 5<sup>th</sup> Floor  
New York, NY 10011  
Tel: (212) 229-2249  
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JUSTIN A. ZELLER  
JZ 7094

**NOTICE OF CONSENT TO JOIN**

By my signature below, I hereby authorize the filing and prosecution of claims in my name and on my behalf to contest the failure of Buckstage Deli/Dining Inc. to pay me overtime wages as required under state and/or federal law and also authorize the filing of this consent in the action(s) challenging such conduct. I authorize the representative plaintiffs and designate them class representatives as my agents to make decisions on my behalf concerning the litigation, the method and manner of conducting this litigation, the entering of an agreement with Plaintiffs' counsel concerning attorneys' fees and costs, and all other matters pertaining to this lawsuit.

10/25/07  
DATE

  
CLIENT SIGNATURE